

F. No. 8-52/2011 - FC
Government of India
Ministry of Environment, Forests and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan,
Aliganj, Jor Bag Road,
New Delhi - 110003.
Dated: 2nd May, 2015

To

The Principal Secretary (Forests),
Government of Maharashtra,
Mantralaya Mumbai.

Sub: Transfer of lease in respect of diversion of 84.41 ha of forest land for Integrated Baranj open cast coal mining project in Chandrapur Forest Division in Chandrapur district of Maharashtra from the original user i.e. M/s Karnataka Emta Coal Mines Limited in whose favour forest land was diverted to new user agency i.e. M/s Karnataka Power Corporation Limited in whose favour the coal block was auctioned/re-allotted by the Ministry of Coal –regarding.

Sir,


I am directed to refer to the Ministry of Coal's letter no. 13016/38/2015-CA-II dated 16.04.2015 on the above subject requesting this Ministry's to transfer its approval granted under the Forest (Conservation) Act, 1980 for diversion of forest land for coal mining at for Integrated Baranj open cast coal mining project in Chandrapur Forest Division in Chandrapur district of Maharashtra from the original user i.e. M/s Karnataka Emta Coal Mines Limited, in whose favour forest land was diverted, to new user agency i.e. M/s Karnataka Power Corporation Limited, in whose favour the coal block was auctioned/re-allotted by the Ministry of Coal, in accordance with para 2.8 of the Guidelines issued under the Forest (Conservation) Act, 1980 read with the Guidelines dated 3.05.2010, 3.05.2013 and latest Guidelines dated 31.03.2015.

In this connection, I am directed to say that after careful examination of the proposal for transfer of forest clearance and on the basis of recommendations of the Ministry of Coal, the Central Government hereby conveys its approval for transfer of Stage-I approval granted by the Ministry vide its letter of even number dated 9.12.2011 in respect of diversion of 84.41 ha of forest land for Integrated Baranj open cast coal mining project in Chandrapur Forest Division in Chandrapur district of Maharashtra from the original user i.e. M/s Karnataka Emta Coal Mines Limited, in whose favour forest land was diverted, to new user agency i.e. M/s Karnataka Power Corporation Limited, in whose favour the coal block was auctioned/re-allotted by the Ministry of Coal, subject to the conditions as given below:

- (i) Lease transfer charges @ 10% of the NPV or Rs. 1,00,000/- (1 Lakh) whichever is less will be realized from the new user agency and will be deposited in the account of Ad-hoc CAMPA before execution of lease in favour of the new user agency.
- (ii) Reimbursement of amount paid by the original user agency shall be dealt with in the manner, as provided in the Coal Mines (Special Provisions) Second Ordinance, 2014 and Rules framed thereunder.

- (iii) The new user agency shall pay the NPV as per the approval granted under FC Act if not paid earlier. The new user agency shall also furnish an undertaking to pay the additional NPV, if so determined by the Hon'ble Supreme Court of India.
- (iv) The new user agency shall abide by all the conditions on which the forest land was leased to the original user agency.
- (v) The new user agency shall abide by any other condition that may be stipulated by the Central Government/Regional Offices/State Government in future in the interest of conservation, protection and development of forests & wildlife.

Yours faithfully,


B. K. Singh
Director (FC)

Copy to:

1. Secretary, Ministry of Coal, Shastri Bhawan, New Delhi.
2. Principal Chief Conservation of Forests, Government of Maharashtra, Nagpur.
3. Addl. PCCF (Central), Regional Office (Western Zone), Nagpur.
4. Nodal Officer, O/o the PCCF, Government of Maharashtra, Nagpur.
5. User Agencies;
 - a) M/s Karnataka Emta Coal Mines Limited
 - b) M/s Karnataka Power Corporation Limited
6. Monitoring Cell, FC Division, MoEF&CC, New Delhi
7. Guard File.


B. K. Singh
Director (FC)